IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 9TH MARCH 2007 / 18TH PHALGUNA 1928

Bail Appl..No. 1361 of 2007()

CMP.376/2007 of J.M.F.C.-II, CHENGANNUR
CRIME NO.19/2007 OF CHENGANNUR EXCISE RANGE

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: PETITIONER/ACCUSED:

CHANDRAN, S/O.GOPALAN,
AGED 45, KAITHATHARA VEEDU,
ERAMATHUR MURI, CHENNITHALA,
THRIPPARUMTHURA VILLAGE, MAVELIKKARA.

BY ADV. SRI.C.SUNIL KUMAR

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
ITS PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE EXCISE INSPECTOR,
CHENGANNUR EXCISE RANGES,
ALAPPUZHA DISTRICT.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 09/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1361/2007

Dated this 9th day of March, 2007

O R D E R

The petitioner who is the accused in C.R.No.19/2007 of Chengannur Excise Range for an offence punishable under Section 8(2) of the Abkari Act for allegedly having been found in possession of 750 ml of illicit arrack on 31.1.2007 and who was arrested on the same day, seeks his enlargement on bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the fact that the petitioner has been suffering from jaundice as revealed by Annexure-B medical certificate dated 10.1.2007, and having regard to the submission on behalf of the petitioner that he is in an advanced stage of jaundice, I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-II, Chenganur and subject to the following conditions:

(a). Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the police.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). The petitioner shall not commit any offence while on bail.

4. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs